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**TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING
REJECTION OVER A PENDING SECOND APPLICATION**

03/005 MFE

In re Application of: Matthias KONRAD et al.

Application No.: 10/757,746

Void Date: 07/01/2005 HTECKLU1
07/01/2005 HTECKLU1 00000043 502193 10757746
01 FC:1814 130.00 CR

Filed: 01/15/2004

For: POLYESTER FILM HAVING IMPROVED OXYGEN BARRIER, AND POLY(M-XYLENEADIPAMIDE)...

The owner*, Mitsubishi Polyester Film GmbH, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173 as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending second App. Nos 10/757,837; 10/760,987; and 10/760,986, filed on Jan. 15 and Jan. 20, 2004, of any patent on the pending second applications. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the second application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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01 FC:1814 130.00 DA

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2. ☒ The undersigned is an attorney or agent of record.

Cathy Moore
Signature

June 30, 2005
Date

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Void date: 07/01/2005 HTECKLU1
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